Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Message Text

CONFIDENTIAL

PAGE 01 BONN 11891 01 OF 02 261839Z

42
ACTION EUR-25

INFO OCT-01 ISO-00 EURE-00 SSO-00 NSCE-00 INRE-00 USIE-00

CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00 NSC-07

PA-04 RSC-01 PRS-01 SP-03 SS-20 SAM-01 SAJ-01 IO-14

OMB-01 ACDA-19 TRSE-00 EB-11 DRC-01 NIC-01 /135 W
---------- 003964
O P 261820Z JUL 74
FM AMEMBASSY BONN
TO SECSTATE WASHDC IMMEDIATE 4054
INFO AMEMBASSY LONDON PRIORITY
AMEMBASSY MOSCOW PRIORITY
AMEMBASSY PARIS PRIORITY
USMISSION BERLIN IMMEDIATE
USMISSION NATO BRUSSELS PRIORITY

C O N F I D E N T I A L SECTION 01 OF 02 BONN 11891

E.O. 11652:GDS
TAGS: PGOV, PFOR, GE, GW, WB, UR, US, UK, FR
SUBJECT: POSSIBLE ALLIED DEMARCHE TO USSR ON TRANSIT ROUTE DIFFICULTIES

REF: (A) BONN 11732; (B) BONN 11641

1. AS RESULT OF BONN GROUP MEETINGS DURING PAST WEEK, THE THREE EMBASSIES ARE PROPOSING TO CAPITALS FOLLOWING POSSIBLE TEXT OF ORAL DEMARCHE. IN DRAFTING TEXT, ALL EMBASSIES MADE CLEAR THAT THEY WERE WITHOUT INSTRUCTIONS CONCERNING SUCH DEMARCHE.

2. TEXT OF PROPOSED DEMARCHE IS IHTENDED TO TAKE INTO ACCOUNT AND ADDRESS FOLLOWING ASPECTS OF USSR AND GDR STATEMENTS CONCERNING MEASURES AS RESULT OF ESTABLISHMENT OF FEA IN WSB:
A.) WHILE USSR STATEMENT DOES NOT SPECIFICALLY THREATEN EFFECT ON USE OF ACCESS ROUTES BY FEA
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 11891 01 OF 02 261839Z

EMPLOYEES, GDR STATEMENT STOPS JUST SHORT OF

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

DOING SO, SPEAKING OF "APPROPRIATE MEASURES" IN SENTENCE IMMEDIATELY PRECEDING THOSE SENTENCES INDICATING THAT TRANSIT OF FEA STAFF, RELEVANT PROPERTY AND DOCUMENTS WILL BE REGARDED AS UNLAWFUL AND THAT THERE IS NO LEGAL BASIS FOR TRANSIT TRAVEL BY FEA REPS:

B.) GDR ARROGATES TO ITSELF ROLE OF OVERSEER OF COMPLIANCE OF THREE POWERS WITH QA, CLAIMS TO HAVE LEGITIMATE INTERESTS RE WHAT IT CALLS "PRINCIPAL PROVISION" OF QA, I.E. CONVENIENTLY SELECTED PARTS OF PART IIB AND PART I(4), AND RIGHT TO ENSURE OBSERVANCE OF THESE PROVISIONS BY "APPROPRIATE MEASURES", I.E. CHOOSING CERTAIH CATEGDRIES OF PERSONS AND GOODS WITH RESPECT TO WHOM UHIMPEDED TRAHSIT TRAFFIC IS NO LONGER TO BE A TTER OF RIGHT;

C.) THREAT OF GDR, EVEN IN ABSENCE OF ACTUAL MEASURES TO IMPEDE TRANSIT BY FEA EMPLOYEES, WITH EFFECT ON OTHERS IN IMPLEMENTATION OF MEASURES, IS ITSELF INCONSISTENTWITH QA AND WITHOUT ANY LEGAL JUSTIFICATION;

D.) USSR STATEMENT ECHOES LINE PREVIOUSLY TAKEN THAT ONE OF THE BASIC IDEAS OF THE QA IS THE "LIMITATION AND CURTAILMENT" OF ACTIVITIES OF THE STATE BODIES OF THE FRG IN THE WSB;

E.) USSR STATEMENT INDICATES READINESS TO DO ALL NECESSARY TO ENSURE, "IN CONTACT AND MUTUAL UNDERSTANDING" STRICT OBSERVANCE AND (FULL) IMPLEMENTATION OF THE QA, BUT WITHOUT ACTUALLY MENTIONING CONSULTATIONS UNDER PARA 4 OF FQP.

3. FRENCH REP (LUSTIG) THROUGHOUT DISCUSSIONS AND DRAFTING EXPRESSED STRONG INCLINATION TO INCLUDE IN TEXT A POSITIVE SIGNAL TO WHAT HE TERMED SOVIET HINT OF READINESS TO HAVE INFORMAL FOUR-POWER TALKS WHICH WOULD BE ON LEVEL BELOW THOSE PROVIDED IN FQP. OTHER REPS EXPRESSED VIEW THAT SUCH A SIGNAL BY ALLIES WOULD BE PREMATURE AND UNWISE AT THIS TIME.

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 11891 01 OF 02 261839Z

4. AD REF TEXT FOLLOWS. BEGIN TEXT
A. THE GOVERNMENTS OF HAVE TAKEN NOTE OF A STATEMENT OF THE SOVIET MFA PUBLISHED IN PRAVDA ON JULY 20, 1974 ABOUT THE ESTABLISHMENT OF THE FEA IN THE WSB. THEY HAVE ALSO NOTED A STATEMENT OF THE GOVERNMENT OF THE GDR PUBLISHED ON JULY 21, WHICH USES THE ESTABLISHMENT OF THE AGENCY AS A PRETEXT FOR EXPRESSING VIEWS ON THE USE OF THE TRANSIT ROUTES TO BERLIN.

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

B. THE THREE GOVERNMENTS DEEM IT NECESSARY TO STATE
THE FOLLOWING TO THE GOVERNMENT OF THE SOVIET UNION,
AS CO-SIGNATORY OF THE QA OF SEPTEMBER 3, 1971.

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 BONN 11891 02 OF 02 261840Z

42
ACTION EUR-25

INFO OCT-01 ISO-00 EURE-00 SSO-00 NSCE-00 INRE-00 USIE-00

CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00 NSC-07

PA-04 RSC-01 PRS-01 SP-03 SS-20 SAM-01 SAJ-01 IO-14

OMB-01 ACDA-19 TRSE-00 EB-11 DRC-01 NIC-01 /135 W
---------- 003979
O P 261820Z JUL 74
FM AMEMBASSY BONN
TO SECSTATE WASHDC IMMEDIATE 4055
INFO AMEMBASSY LONDON PRIORITY
AMEMBASSY MOSCOW PRIORITY
AMEMBASSY PARIS PRIORITY
USMISSION BERLIN IMMEDIATE
USMISSION NATO BRUSSELS PRIORITY

C O N F I D E N T I A L SECTION 02 OF 02 BONN 11891

C. THE THREE GOVERNMEHTS CONSIDER IT ESSENTIAL THAT
THE DIVISION OF COMPETENCES AND RESPONSIBILITIES
ARISING FROM THE QA BE STRICTLY RESPECTED. IN THIS
CONNNECTION THEY WISH TO EMPHASIZE THAT THE GDR CAN
CLAIM NEITHER ANY LEGITIMATE INTEREST TO OVERSEE THE
APPLICATION OF PART IIB AND THE DOCUMENTS ASSOCIATED
WITH THAT PART OF THE AGREEMENT NOR, A FORTIORI, ANY
RIGHT TO TAKE MEASURES WHICH WOULD CONTRADICT THE TERMS
OF THE AGREEMENT.
D. THE THREE GOVERMENTS WISH TO REMIND THE SOVIET
GOVERNMENT OF THEIR PREVIOUS COMMUNICATIONS MADE ON
OCTOBER 8, 1973 IN BERLIN, AND ON DECEMBER 29, L973
AND JANUARY 29, 1974 IN MOSCOW. THESE COMMUNICATIONS
ASSURED THE SOVIET GOVERNMENT THAT THE APPROVAL BY

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

THE THREE GOVERNMENTS OF THE ESTABLISHMENT OF THE FEA
IN THE WSB DID NOT CONTRAVENE ANY PROVISION OF THE
QA AND ITS ASSOCIATED DOCUMENTS. THE STATEMENT BY THE
THREE GOVERNMENTS ON JANUARY 29 POINTED OUT THAT THE
EXCLUSION FROM THE TRANSIT ROUTES OF EMPLOYEES OF THE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 11891 02 OF 02 261840Z

FEA WOULD, ON THE OTHER HAND, CONSTITUTE A VIOLATION OF
THE QA.
E. THE THREE GOVERNMENTS HOLD THE SOVIET GOVERNMENT
TO ITS CLEAR RESPOHSIBILITY TO ENSURE THAT, IN
ACCORDANCE WITH THE QA, TRANSIT TRAFFIC OF CIVILIAN
PERSONS AND GOODS BETWEEN THE WSB AND THE FRG REMAINS
UNIMPEDED. END TEXT

5. NO AGREEMENT REACHED IN BONN GROUP FOR RECOMMENDATIONS
TO AUTHORITIES ON MODALITIES, BUT LUSTIG SAID HE WAS
THINKING IN TERMS OF DELIVERY IN THREE ALLIED CAPITALS,
WHILE CROMARTIE (UK REP) SAID HE WOULD FAVOR DELIVERY
IN MOSCOW. IN ORDER TO EMPHASIZE ALLIED NOTE, CROMARTIE
SAID, IT COULD BE DELIVERED JOINTLY BY THREE
AMBASSADORS AT VICE FONMIN LEVEL. LUSTIG RESPONDED THAT
DELIVERY IN MOSCOW HAS BECOME "ROUTINE" AND HE
MAINTAINED INCLINATION FOR DELIVERY IN CAPITALS.

6. ACTION REQUESTED: DEPARTMENT'S INSTRUCTIONS
ON TEXT AND MODALITIES.
CASH

CONFIDENTIAL

NNN

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PRESS COMMENTS, BERLIN TRIPARTITE MATTERS
Control Number: n/a
Copy: SINGLE
Draft Date: 26 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BONN11891
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D740203-0691
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740716/aaaaamxw.tel
Line Count: 202
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: (A) BONN 11732; (B) BONN 11641
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 04 APR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 APR 2002 by worrelsw>; APPROVED <24 JUN 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: POSSIBLE ALLIED DEMARCHE TO USSR ON TRANSIT ROUTE DIFFICULTIES
TAGS: PGOV, PFOR, ETRN, GC, GE, WB, UR, US, UK, FR, FEA
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005